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7 **UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

8 UNITED STATES OF AMERICA, )  
9 Plaintiff, )  
10 v. )  
11 \$319,614.84 IN UNITED STATES ) 2:13-CV-1458  
12 CURRENCY, )  
13 Defendant. )  
14

15 **UNITED STATES' UNOPPOSED MOTION**  
**TO CONTINUE THE CAFRA DEADLINE**

16 The United States of America by and through Daniel G. Bogden, United States  
17 Attorney for the District of Nevada and Michael A. Humphreys, Assistant United States  
18 Attorney, respectfully moves this Court to grant a thirty-day extension of the CAFRA  
19 deadline, which, in the above-captioned case, obligates the Government to file its complaint  
20 for forfeiture, *in rem*, no later than August 14, 2013. Under the procedural rules of civil  
21 forfeiture, codified at 18 U.S.C. § 983, once a putative claimant files an administrative claim  
22 with the seizing agency, the United States has ninety days to commence a civil forfeiture  
23 action. Because the multiple claimants filed their claims with the Internal Revenue Service  
24 on either May 20<sup>th</sup> or May 21<sup>st</sup>, 2013 the Government must file its complaint no later than  
25 August 14, 2013.  
26

1 For its grounds, the United States says that the undersigned Assistant United States  
2 Attorney assigned to this case just learned on Monday August 12, 2013, that the case had  
3 been assigned to him. Undersigned counsel was outside of the office for two weeks, from  
4 July 29 until August 12 and was unaware that he had been assigned the case until his return  
5 to the office on August 12<sup>th</sup>. (The case had been previously assigned to another attorney in  
6 the office who was the wrong person assigned because she does not handle cases of this  
7 nature.)

8 This case is complex in that it involves the seizure of approximately 20 bank accounts  
9 and nine people have made claims. The Government's theory is that the claimants were  
10 involved in numerous instances of money laundering which justifies the forfeiture of the  
11 seized funds. In preparing to file the Government's complaint, counsel for the Government  
12 will need to analyze several bank records as well as interview numerous law enforcement  
13 personnel. Counsel for the Government cannot accomplish that task in the two days left (by  
14 August 14, 2013) to file its complaint.

15 Section 983(a)(3)(A) permits the extension of the deadline with the consent of the  
16 parties. Government counsel has spoken to Patricia Marr, lawyer for the claimants, and she  
17 has given Government counsel permission to inform the Court, through this motion, that she  
18 consents to this motion.

19 This motion is not submitted solely for the purpose to delay or for any other improper  
20 purpose.

1 WHEREFORE, the United States moves this Court to grant its motion to extend the  
2 time for the United States to file its complaint in this matter an additional thirty (30) days;  
3 or until September 14, 2013.

4  
5 DATED this 13th day of August 2013.

6 Respectfully submitted,  
7 DANIEL G. BOGDEN  
United States Attorney

8 /s/Michael A. Humphreys  
9 MICHAEL A. HUMPHREYS

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11 IT IS SO ORDERED:

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UNITED STATES MAGISTRATE JUDGE  
14

15 DATED: \_\_\_\_\_  
16  
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18 CERTIFICATE OF SERVICE

19 It is hereby certified that service of the foregoing UNITED STATES' UNOPPOSED  
MOTION TO CONTINUE THE CAFRA DEADLINE was made by sending a copy of same by  
first class mail, addressed to the following addressee, on this 14<sup>th</sup> day of August, 2013:

20 Patricia A. Marr  
21 Law Offices of Patricia Marr  
22 4305 Dean Martin Dr.  
23 Suite 185  
24 Las Vegas, NV 89103

25 /s/ Ray Southwick  
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